

Pilot Project for Management of Contractor Generated Hazardous Waste

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This Wisconsin DNR Pilot Project reduces hazardous waste regulation, while assuring environmental protection, for contractors who generate hazardous waste at temporary job sites. For the purpose of this Pilot Project, a contractor is a person or company who performs construction, remodeling or maintenance services at temporary, client-owned job sites. This includes businesses, utilities and government agencies such as electrical line maintenance crews and bridge repair and painting contractors. This does not include routine servicing of equipment resulting in the generation of common industrial waste streams.

Under this Pilot Project, contractors may transport the waste they generate at temporary job sites back to their central business location without using a hazardous waste manifest or obtaining a hazardous waste transportation license from DNR. Contractors must follow all applicable hazardous waste generator requirements in chs. NR 610 or 615 for the proper management and disposal of all hazardous waste consolidated at their central business location. If applicable generator requirements are followed, the contractor is exempt from the hazardous waste storage facility requirements of chs. NR 630 and 680 for waste accumulated at the central business location.

This Pilot Project will remain in effect until DNR modifies, rescinds or codifies it. Contractors who do not meet the conditions of this Pilot Project are subject to full hazardous waste regulation under chapters NR 600 to 685, Wisconsin Administrative Code.

As a contractor, you may manage hazardous wastes you generate at temporary job sites only as follows:

- Hire a licensed hazardous waste transporter to transport the hazardous waste to an off-site hazardous waste treatment, storage or disposal facility. In this case, you must follow the applicable generator requirements in chs. NR 600 to 685, Wis. Adm. Code;
- Leave containerized hazardous waste for the site owner to properly manage. In this case, the site owner must follow the applicable generator requirements in chs. NR 600 to 685, Wis. Adm. Code;
- Self-transport the containerized hazardous waste directly from the temporary job site to a Household and Very Small Quantity Generator Hazardous Waste Collection Facility that is operating according to DNR's May, 1995 interim guidance for HHW/VSQG collection facilities; or
- Self-transport the containerized hazardous waste to your central business location. Waste handled in this manner is subject to the Pilot Project conditions stated below.

Pilot Project Conditions

For Hazardous Waste Generated at Temporary Job Sites:

1. A contractor cannot generate more than 2,640 pounds of hazardous waste (or 26.4 pounds of acute hazardous waste) per calendar year at each temporary job site.
2. All hazardous waste containers must be:
 - (a) Leak-proof and in good condition;
 - (b) Kept closed except when it is necessary to add or remove waste;
 - (c) Made or lined with materials that will not react with, or be incompatible with, the hazardous waste stored in them; and,
 - (d) Clearly marked with the words “Hazardous Waste” and the date waste accumulation first begins.
3. Incompatible wastes may not be placed in the same container.
4. If spills occur, all spilled material must be promptly cleaned up and properly managed.
5. Hazardous waste generated at temporary job sites must be delivered to the contractor’s central business location within five days of completing work at the site or within one year of generating the waste, whichever is earlier.

For Transportation from Temporary Job Sites to Central Business Location:

1. Hazardous waste generated at temporary job sites must be delivered to the contractor’s central business location within 24 hours of loading the waste onto the contractor's vehicle.
2. Transportation of hazardous waste must follow Department of Transportation (DOT) regulations, ch. Trans 326, Wis. Adm. Code.
3. The contractor is not required to use a hazardous waste manifest or obtain a hazardous waste transportation license from the Department of Natural Resources.

For Hazardous Wastes Managed at Central Business Location:

1. All hazardous waste brought to the contractor’s central business location must be managed in compliance with the applicable generator standards in ch. NR 610 or NR 615, Wis. Adm. Code.
2. A contractor’s generator status at the central business location is determined by calculating the total quantity of hazardous waste generated at the central business location plus any hazardous waste received from the contractor’s temporary job sites.

- (a) A contractor who generates or accumulates less than 220 pounds of hazardous waste (or 2.2 pounds of acute hazardous waste) in any month is subject to the Very Small Quantity Generator requirements in ch. NR 610, Wis. Adm. Code.
 - (b) A contractor who generates or accumulates between 220 and 2,205 pounds of hazardous waste in any month is subject to the Small Quantity Generator requirements in ch. NR 610, Wis. Adm. Code.
 - (c) A contractor who generates or accumulates more than 2,205 pounds of hazardous waste (or 2.2 pounds of acute hazardous waste) in any month is subject to the Large Quantity Generator requirements in ch. NR 615, Wis. Adm. Code.
3. Hazardous waste containers received from temporary job sites must be marked with a second accumulation date, which is the date they were received at the central business location.
4. The table below summarizes the requirements that contractors must follow for all hazardous wastes generated or accumulated at their central business location. (Refer to chs. NR 610 and 615, Wis. Adm. Code, for specific requirements.)

**Summary of Contractor Requirements for Hazardous Wastes
Managed at Central Business Location**

NR 600 - 685 Requirements	Very Small Quantity Generator	Small Quantity Generator	Large Quantity Generator
Waste Determination	✓	✓	✓
Obtain Generator EPA ID#	If Using Manifest	✓	✓
Manifest Requirements	Not Required	✓	✓
Annual Reporting		✓	✓
Container Standards	✓ ¹	✓	✓
Labeling and Marking	✓	✓	✓
Inspect Containers		✓	✓
Inspection Logs		✓	✓
Accumulation Date		✓ ²	✓ ²
Contingency Plan		✓ ³	✓
Preparedness and Prevention		✓	✓

NR 600 - 685 Requirements	Very Small Quantity Generator	Small Quantity Generator	Large Quantity Generator
Employee Training		✓ ⁴	✓
Training Records		✓	✓
Use of a Licensed Transporter to ship waste off-site	✓ ⁵	✓	✓
Disposal at a Licensed or Exempt TSD	✓	✓	✓
Land Disposal Restrictions		✓	✓
Air Emission Standards			✓

1 = See reduced container standards in s. NR 610.07(3), Wis. Ad. Code.

2 = Hazardous waste containers received from temporary job sites must be marked with the accumulation date, which is the date they were received at the central business location.

3 = Modified contingency plan requirements in s. NR 610.08(1)(w), Wis. Adm. Code.

4 = Modified training record requirements in s. NR 610.08(1)(v), Wis. Adm. Code.

5 = Modified transportation requirements in the May, 1995 DNR guidance.

For more information

For more information on this subject visit the DNR Waste Program website:

www.dnr.state.wi.us/org/aw/htm

To read about all administrative codes pertaining to hazardous waste (including groundwater quality, household hazardous waste, and mercury, among many others), see:

<http://www.dnr.state.wi.us/org/aw/wm/information/wiacssh.htm>

To read about Wisconsin's hazardous waste rules (chs. NR 600 - 685, Wis. Adm. Code), see:

<http://www.legis.state.wi.us/rsb/code/nr/>

To read about EPA's universal waste regulations, see:

<http://www.epa.gov/epaoswer/hazwaste/id/univwast.htm>

Two useful hazardous waste guidance documents:

➤ *What is Hazardous Waste?*

http://www.dnr.state.wi.us/org/aw/wm/publications/hazard/wa_106.pdf

➤ *Hazardous Waste Determination: A Guide through ch. NR 605, Wis. Ad. Code*

http://www.dnr.state.wi.us/org/aw/wm/publications/hazard/wa_204.pdf

For a complete list of DNR hazardous waste publications, see:

www.dnr.state.wi.us/org/aw/wm/publications/

To read about Wisconsin's hazardous waste regulatory program:

<http://www.dnr.state.wi.us/org/aw/wm/hazard/>

For a link to Wisconsin government, including laws, legislation, and announcements:

<http://www.wisconsin.gov/state/home/>

How to reach us

For additional information on waste management requirements and recycling options, contact the waste management staff at these DNR regional offices:

Northeast Region, Green Bay

920/492-5800

Northern Region, Rhinelander

715/365-8900

Northern Region, Spooner

715/635-2101

South Central Region, Fitchburg

608/275-3266

Southeast Region, Milwaukee

414/263-8500

West Central Region, Eau Claire

715/839-3700

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Wisconsin Department of Natural Resources

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This factsheet was written by the DNR's Bureau of Waste Management, 2003.